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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RICHARD HOM, an individual on behalf  
of himself and JUSTIN KELLEY, an  
individual on behalf of himself and on  
behalf of all persons similarly situated,

Plaintiffs,

v.

DHL EXPRESS (USA), INC., an Ohio  
corporation conducting business in the  
State of California, and DOES 1 through  
10,

Defendants.

Case No. CV-08-3756 JL

**STIPULATION AND PROPOSED ORDER  
VACATING CASE MANAGEMENT  
CONFERENCE**

Date: January 20, 2010  
Time: 10:30 a.m.

1 Plaintiffs Richard Hom and Justin Kelley ("Plaintiffs") and Defendant DHL Express  
2 (USA) Inc., ("Defendant") (the "Parties") submit this Stipulation and Proposed Order Vacating Case  
3 Management Conference set for January 20, 2010 at 10:30 a.m. before Judge James Larson.

4 The Court has approved the parties Joint Motion for Preliminary Approval of Class  
5 Action Settlement and has set a final approval hearing for April 14, 2010 at 9:30 a.m. The parties  
6 are currently carrying out their respective duties under the settlement agreement and do not believe a  
7 case management conference is necessary at this time. As a result, the parties hereby request that the  
8 case management conference set for January 20, 2010 be vacated.

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10 Dated: January 13, 2010

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12 STEPHEN B. MORRIS  
13 MORRIS AND ASSOCIATES  
14 Attorneys for Plaintiffs

15 Dated: January 13, 2010

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17 R. BRIAN DIXON  
18 LAURA E. HAYWARD  
19 LITTLER MENDELSON  
A Professional Corporation  
Attorneys for Defendant  
DHL EXPRESS (USA) INC.

20 IT IS SO ORDERED.

21 Dated: January 14, 2010

22   
23 UNITED STATES DISTRICT JUDGE  
24 JAMES LARSON